

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

IN RE: GRANULATED SUGAR
ANTITRUST LITIGATION

Case No. 24-md-03110 (JWB/DTS)

This Document Relates To:
ALL ACTIONS

**JOINT PERIODIC STATUS
REPORT**

Pursuant to Pretrial Order No. 4, ECF No. 256, the Plaintiffs' Steering Committee ("PSC") and the Defendants' Steering Committee ("DSC") hereby submit this July 15, 2025, Joint Periodic Status Report.

I. Case Management

Since submitting the last Joint Periodic Status Report on April 15, 2025 (ECF No. 363), the parties have continued diligently moving this action forward.

On April 25, 2025, the PSC and DSC filed a Joint Stipulation to Amend Pretrial Order No. 4, Regarding Appointments to Defendants' Steering Committee (together with Proposed Order) to remove counsel for Cargill, Inc., which is no longer named as a Defendant in the case, from the DSC and add counsel for Defendants (1) Commodity Information, Inc. and Richard Wistisen; (2) Louis Dreyfus Company LLC; and (3) United States Sugar Savannah Refinery, LLC to the DSC. ECF No. 367. On April 28, 2025, the Court entered an order effectuating the changes to the DSC. ECF No. 371.

On May 20, 2025, the Court notified the parties that it had received a submission from a *pro se* individual, Mr. Michael J. Keith, and that it had construed Mr. Keith's submission as a motion for leave to intervene in this Action. The Court directed the parties

to notify the Court of their positions on Mr. Keith's request. On June 16, 2025, the parties advised the Court that they jointly opposed Mr. Keith's intervention request. *See ECF No. 409.*

The Court then directed Plaintiffs' counsel to provide "a copy of their Joint Proposed Agenda (Doc. No. 409) as well as a copy of this Text Order to Mr. Keith immediately upon receipt" and ordered that Mr. Keith provide a response to the parties' opposition on or before July 1, 2025. *See ECF No. 412.* Immediately upon receipt, the PSC sent those documents to Mr. Keith via email and certified mail to the email and physical addresses Mr. Keith provided on his submissions to the Court. Plaintiffs' counsel were notified that the hard copies were physically delivered on June 23, 2025.

To Plaintiffs' counsels' knowledge, Mr. Keith did not provide any response on or before July 1, 2025.

II. Motion Practice

On May 13, 2025, Defendants filed their joint and individual motions to dismiss Plaintiffs' master consolidated and short-form complaints. ECF Nos. 379, 385, 390, 396. On June 12, 2025, Plaintiffs timely filed their oppositions to Defendants' motions. ECF Nos. 403, 404, 406, 408.

On June 24, 2025, the U.S. Department of Justice ("DOJ") filed a Statement of Interest of the United States of America ("Statement of Interest"). ECF No. 415.

On June 25, 2025, Defendants requested an extension to July 11, 2025, to file their joint and individual reply briefs in support of their motions to dismiss, in light of the filing of DOJ's Statement of Interest, and requested an additional 4,600 words for their joint reply

to address the Statement of Interest. *See* ECF No. 417. The Court granted in part and denied in part Defendants' request, providing Defendants until July 11, 2025, to file their joint and individual reply briefs and 3,000 additional words for their joint reply brief to respond to the Statement of Interest. The Court also granted Plaintiffs a surreply of up to 3,000 words to respond only to Defendants' response to the Statement of Interest. *See* ECF No. 419.

On July 11, 2025, Defendants filed their joint and individual reply briefs in support of their motions to dismiss, and Plaintiffs intend to file their surreply on or before July 25, 2025.

III. Discovery

On March 28, 2025, the PSC served the DSC with Plaintiffs' First Set of Requests for Production directed to all Defendants. On June 12, 2025, each Defendant timely served their respective responses and objections. Plaintiffs then contacted Defendants to schedule meet-and-confers regarding the responses and objections.

Further, the PSC and DSC remain in discussions concerning whether and how to modify the number of interrogatories allowed under Federal Rule of Civil Procedure 33, which was not addressed in the August 6, 2024, Joint Proposed Case Management Order. *See* ECF No. 29.

Consumer and Commercial Plaintiffs are in the process of pursuing third party discovery, having served via the PSC subpoenas on leading retailers, distributors, and other entities for relevant data and documents concerning sales and purchases of Granulated Sugar.

IV. Settlement Discussions to Date

There have been no settlement discussions to date.

Dated: July 15, 2025

Respectfully submitted,

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